

DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that the below named inventors are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled **FOOD WASTE DISPOSER HAVING VARIABLE SPEED MOTOR AND METHODS OF OPERATING SAME** the Specification of which:

☒
☐

is attached hereto.

was filed on as Application Serial No.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent, United States provisional application(s), or inventor's certificate listed below and have also identified below any foreign application for patent, United States provisional application, or inventor's certificate having a filing date before that of the application on which priority is claimed:

PRIORITY APPLICATION(S)			Priority Claimed
60/253481	Provisional United States	11/28/00	Yes
(Number)	(Country)	(Date Filed)	Yes/No
(Number)	(Country)	(Date Filed)	Yes/No

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56, which become available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.) (Filing Date) (Status)

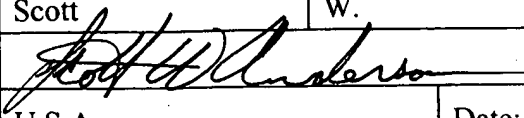
(Application Serial No.) (Filing Date) (Status)

I hereby direct that all correspondence and telephone calls be addressed to Thomas V. Miller, Howrey Simon Arnold & White, LLP, P.O. Box 4433, Houston, Texas 77210, (312) 595-1239.

I hereby declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's Full Name:	William	A.	Strutz
Inventor's Signature:	<i>William A. Strutz</i>		
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Inventor's Full Name:	Thomas	R.	Berger
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2004-01-29

G. Howell
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DOC DATE: 01/31/2001

ASSIGNOR:
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DOC DATE: 01/29/2001

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DOC DATE: 01/29/2001

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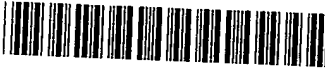
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Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original document or copy thereof.

1. Name of conveying party(ies):
William F. Strutz, Thomas R. Berger and Scott W. AndersonAdditional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other

Execution Date: January 29, 2001 and January 31, 2001

2. Name and address of receiving party(ies):

Name: Emerson Electric Co.

Internal Address:

Street Address: 8000 W. Florissant Avenue

City: St. Louis State: Missouri Zip: 63136

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or registration number(s):

If this document is being filed together with a new application, the execution date of the application is: February 5, 2001

A. Patent Application No.(s):

09/777129

B. Patent No.(s):

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Thomas V. Miller
Howrey Simon Arnold & White, LLP
P.O. Box 4433

City: Houston State: Texas Zip: 77210

6. Total number of applications and patents involved: 17. Total fee (37 C.F.R. 3.41)-----\$ 40.00

☐ Enclosed
☒ Authorized to be charged to deposit account
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8. Deposit account number: 01-2508/EISE:096(10807.0096.NPUS00)

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Thomas V. Miller

Name of Person Signing, Reg. No. 42,002

Signature

Date

Total number of pages including cover sheet, attachments and documents: 4

CERTIFICATE OF EXPRESS MAIL

NUMBER EL248942264USDATE OF DEPOSIT February 5, 2001

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